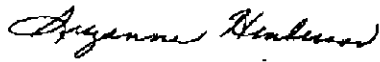


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Official Public Records



Suzanne Henderson

Tarrant County Texas

2009 Apr 15 09:49 AM

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2 Pages

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AMENDED DESCRIPTION OF OIL, GAS AND MINERAL LEASE

STATE OF TEXAS }  
COUNTY OF TARRANT }

WHEREAS, W R Rose Investments Inc., Trustee as lessor, did on the date of August 29, 2006, make and execute unto XTO Energy Inc., Lessee, a certain Oil, Gas and Mineral Lease as recorded at Clerk Document D206382025, Official Public Records of Tarrant County, Texas, and as Amended by that certain Amendment of Oil, Gas and Mineral Lease as recorded at Clerk Document D209047964, Official Public Records of Tarrant County, Texas, covering certain lands situated in Tarrant County, Texas to wit:

11.8 acres, more or less, out of the L B Ledbetter Survey Abstract 964, Tarrant County, Texas, and being more particularly described in Deed dated September 24, 1990, in Volume 10060, Page 979, Deed Records, Tarrant County, Texas.

AND WHEREAS, said description is incomplete and indefinite and the lands intended to be covered are more accurately described as follows:

18.194 acres, more or less, being situated in the L. B. Ledbetter Survey, A-964, Tarrant County, Texas, and being more particularly described in the following two (2) tracts:

Tract 1: 11.824 acres, more or less, being a called 11.80 acres, being more particularly described in that certain Warranty Deed with Vendor's Lien dated September 24, 1990 from Gary L. Howard to W. R. Rose Investments, Inc., Trustee as recorded at Volume 10060, Page 979, Official Public Records, Tarrant County, Texas.

Tract 2: 6.37 acres, more or less, being a called 5.899 acres, being more particularly described in that certain Judgment entered on February 11, 1976, by the 48<sup>th</sup> Judicial District Court in Tarrant County, Texas, in Cause No. 48-6770-71, styled The State of Texas, et al vs. Willie L. Waltman, et ux, Frederick, et al, recorded in Volume 5983, Page 944, Official Public Records, Tarrant County, Texas.

NOW, THEREFORE, in consideration of the premises, and for the purposes of making the said lease definite and certain in respect to the identity of the lands to be covered thereby, the undersigned W R Rose Investments Inc., Trustee, does hereby declare that it was and is my intention to lease for oil and gas purposes the identical tract of land last above described; and I hereby amend said lease in respect to the description of the lands included therein, as aforesaid, and ratify and adopt the same as so amended.

FURTHER, in consideration of the premises leased herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, W R Rose Investments Inc., Trustee, does hereby Adopt, Ratify and Confirm the Lease and all of its Terms and Provisions, as if herein set out in its entirety, and do hereby Grant, Lease, Demise and Let said lands and premises unto XTO Energy Inc., Lessee, as fully and completely as if Owner(s) had originally been named as Lessor(s) in said Lease, and had executed, acknowledged, and delivered the same in their own proper person(s).

EXCEPT as otherwise amended the above described lease is and shall remain in full force and effect as written in accordance with its terms and conditions, and the undersigned Lessor recognize said lease as a valid and sustaining Oil, Gas and Mineral Lease.

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IN WITNESS WHEREOF, this instrument is executed on the respective date of the acknowledgment below, but shall be effective as of August 29, 2006.

LESSOR:

W R Rose Investments Inc., Trustee

WR Rose

By: W R Rose

Title: President

5440 Harvest Hill Rd. Suite 250  
Dallas, TX 75230

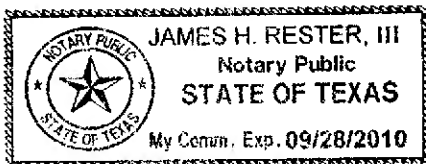
**ACKNOWLEDGMENT**

STATE OF TEXAS }  
COUNTY OF Dallas }

This instrument was acknowledged before me on the 7<sup>th</sup> day of April, 2009  
by W R Rose, as President of W R Rose Investments Inc., Trustee, on behalf said entity.

James H. Rester III

Notary Public, State of Texas



Return to: Bryson G. Kuba  
6127 Green Jacket Dr.  
Apt. # 1136  
Fort Worth, TX 76137